# IAPAREC'U PCT/PTO 27 DEC 2009

**EXPRESS MAIL CERTIFICATION UNDER 37 CFR 1.** 

I hereby certify that the paper(s) identified above, and any document(s) referred to as attached hereto, is being deposited with the United States Postal Service on the date indicated in an envelope as "Express Mail Post Office to Addressee" and is addressed: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1420.

Christine Kotran

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Tina Rademacher, et al.

Serial No.

Filing Date

Herewith

Examiner

Group Art Unit:

Title

TRANSMUCOSAL ADMINISTRATION FORM WITH

REDUCED MUCOUS MEMBRANE IRRITATION

(as amended per the preliminary amendment)

Attorney File:

RO4126US (#90568)

# INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR 1.97

Mail Stop PCT Commissioner for Patents P O Box 1450 Alexandria, Virginia, 22313-1450

Dear Sir,

Under the provision of 37 C.F.R. 1.56, 1.97 and 1.98, Applicant would like to call the Examiner's attention to the references listed on the attached Form PTO-1449. Copies of any U.S. patent or published application references are not enclosed. Copies of the indicated non-U.S. patent references cited in the International Search Report mailed December 12, 2004 in the prior international application PCT/EP04/006659 are not enclosed.

In accordance with 37 C.R.F. 1.97(b)(1), and as this Information Disclosure Statement is being filed with the application, the Statement is submitted before the issuance of a first Official Action on this case.

In accordance with 37 C.F.R. 1.97(g) and 37C.F.R.1.97(h), filing of this

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Information disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 34 C.F.R. 1.56(b).

The Examiner is requested to make the attached references of record and to consider these references along with such other references deemed pertinent as a result of the Examiner's own independent search and examination.

Respectfully submitted,

Date: December 27 2005

Sean F. Mellino Reg. No. 48,817

D. Peter Hochberg Co., L.P.A. 1940 E.6<sup>th</sup> Street – 6<sup>th</sup> Floor Cleveland, OH 44114-2294 (216) 771-3800 DPH/sfm

#### FORM PTO-1449

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Alexandria, Virginia, 22313-1450

#### U S PATENT DOCUMENTS

Document				
Number	Date	Name		
U.S. Published Applications				
Document				
Number	Date	Name_		
2003/091644	5/15/2003	Bologr	na, et al.	
Foreign Patent Documents				
Document Number	Date	Country	Translation (Yes/No)	
EP 0386960	9/12/90	EP	No	
EP 0622074	11/2/94	EP	No	
WO 99/53897	10/28/99	WO	No	
	Number  U.S. Proposition of the properties of th	Number         Date           U.S. Published Applic           Document         Date           2003/091644         5/15/2003           Foreign Patent Document         Date           Number         Date           EP 0386960         9/12/90           EP 0622074         11/2/94	Number Date Name  U.S. Published Applications  Document Number Date Name  2003/091644 5/15/2003 Bologr  Foreign Patent Documents  Document Number Date Country  EP 0386960 9/12/90 EP  EP 0622074 11/2/94 EP	

Other Prior Art (Inc. Author, Title, Date, Pertinent Pages, Etc)

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# IAPO REC'É PCTIPTO 27 DEC 2009

Examiner	
Initial	Document
	Eaimtrakarn, et al.; "Retention and Transmit of Intestinal Mucoadhesive Films in Rat Small Intestine;" International Journal of Pharmaceutics (Kidlington); Vol. 224, No. 1-2; August 14, 2001
Examiner	Date Considered:
E	nitial if reference considered, whether or not citation is in conforms

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Examiner:

Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant